

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PETITION OF BELLSOUTH)	
TELECOMMUNICATIONS, INC. TO ESTABLISH)	
GENERIC DOCKET TO CONSIDER)	CASE NO.
AMENDMENTS TO INTERCONNECTION)	2004-00427
AGREEMENTS RESULTING FROM CHANGES)	
OF LAW)	

O R D E R

On April 19, 2005, BellSouth Telecommunications, Inc. ("BellSouth") submitted a brief in this proceeding in response to the Commission's March 30, 2005 Order. This brief addresses matters related to whether commercial agreements are subject to the filing and approval requirements of 47 U.S.C. § 252.

On April 26, 2005, Cinergy Communications Corporation ("Cinergy") filed an emergency motion for declaratory ruling regarding whether competitive local exchange carriers who may no longer obtain certain unbundled network elements ("UNEs") from incumbent local exchange carriers under 47 U.S.C. § 251, may obtain those UNEs from BellSouth pursuant to 47 U.S.C. § 271.

Other parties to this proceeding may wish to respond to both of these filings.

IT IS HEREBY ORDERED that:

1. Any party wishing to respond to Cinergy's emergency motion for declaratory ruling shall do so by no later than May 11, 2005.
2. Any party seeking to address the issue of the filing and approval of commercial agreements shall do so by no later than May 18, 2005.

3. As of the dates referenced herein, these matters shall be submitted to the Commission for a ruling.

Done at Frankfort, Kentucky, this 5th day of May, 2005.

By the Commission

Commissioner W. Gregory Coker did not participate in the deliberations or decision concerning this case.

ATTEST:



Executive Director